

NATIONAL LABOR RELATIONS BOARD

Region 20

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June 25, 2009

Brady Eames, Secretary
E.B. Eames Co., Inc.
680 W. 600 N.
Logan, UT 84321

Carpenters 46, Northern California Counties Conference Board
265 Hegenberger Road, Suite 220
Oakland, CA 94621-1480

Re: **E.B. Eames Co., Inc.**
Case **20-RM-2869**

Gentlepersons:

E.B. Eames Co., Inc. (Employer) filed the instant petition asserting that one or more individuals or labor organizations presented a claim to the Employer to be recognized as the representative of "Hiring Hall workmen of the Carpenters 46 Northern California Counties Conference Board (Union) not yet employed by [the Employer]," excluding "currently employed workmen of [the Employer]." However, the Region's administrative investigation revealed that the Union does not represent any of the Employer's employees and that the Employer does not employ any employees in the petitioned for unit. Inasmuch as the Employer seeks an election among employees it does not currently employ, there is no basis to proceed with the petition. Accordingly, I am dismissing the petition.

Right to Request Review: Pursuant to the provisions of Section 102.67 of the National Labor Relations Board's Rules and Regulations, Series 8, as amended, you may obtain review of this action by filing a request with the Executive Secretary, National Labor Relations Board, 1099 14th Street, N.W., Washington, DC 20570-0001. This request for review must contain a complete statement setting forth the facts and reasons on which it is based.

Procedures for Filing a Request for Review: Pursuant to the Board's Rules and Regulations, Sections 102.111 – 102.114, concerning the Service and Filing of Papers, the request for review must be received by the Executive Secretary of the Board in Washington, DC by close of business on **July 9, 2009**, at 5 p.m. (ET), unless filed electronically.

Consistent with the Agency's E-Government initiative, parties are encouraged to file a request for review electronically. If the request for review is filed electronically, it will be considered timely if the transmission of the entire document through the Agency's website is **accomplished by no later than 11:59 p.m. Eastern Time** on the due date. Please be advised that Section 102.114 of the Board's Rules and Regulations precludes acceptance of a request for review by facsimile transmission. Upon good cause shown, the Board may grant special permission for a longer period within which to file.¹ A copy of the request for review must be served on each of the other parties to the proceeding, as well as on the undersigned, in accordance with the requirements of the Board's Rules and Regulations.

Filing a request for review electronically may be accomplished by using the E-filing system on the Agency's website at www.nlrb.gov. Once the website is accessed, select the E-Gov tab and then click on E-filing link on the pull down menu. Click on the "File Documents" button under Board/Office of the Executive Secretary and then follow the directions. The responsibility for the receipt of the request for review rests exclusively with the sender. A failure to

¹ A request for extension of time, which may also be filed electronically, should be submitted to the Executive Secretary in Washington, and a copy of such request for extension of time should be submitted to the Regional Director and to each of the other parties to this proceeding. A request for an extension of time must include a statement that a copy has been served on the Regional Director and on each of the other parties to this proceeding in the same manner or a faster manner as that utilized in filing the request with the Board.

timely file the request for review will not be excused on the basis that the transmission could not be accomplished because the Agency's website was off line or unavailable for some other reason, absent a determination of technical failure of the site, with notice of such posted on the website.

Very truly yours,

/s/ Joseph P. Norelli

Joseph P. Norelli
Regional Director

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cc: Office of Executive Secretary